

David Snyder - Re: Rule Rewrite

From: Alternative Onsite Solutions <ben@alternativeonsite.com>
To: Jesse Lassley <jlassley@brookfieldutah.com>, "'Kate Johnson'" <katej@utah.gov>, "'To: Stephen Biggs'" <aardvarkwaste@mac.com>, "'David Snyder'" <Dsnyder@utah.gov>, "cshupe@co.davis.ut.us" <cshupe@co.davis.ut.us>, "trichardson@co.wasatch.ut.us" <trichardson@co.wasatch.ut.us>, "scb@fbfs.com" <scb@fbfs.com>, "mike@ghsgeotech.com" <mike@ghsgeotech.com>, "'Gage Froerer'" <gfroerer@le.utah.gov>, "dunn@rwau.net" <dunn@rwau.net>, "rjex@scgenterprises.com" <rjex@scgenterprises.com>, "bovard@summitcounty.org" <bovard@summitcounty.org>, "cDiehl@ulct.org" <cDiehl@ulct.org>, "'Judith Sims'" <judith.sims@usu.edu>, "'Leah Ann Lamb'" <LLAMB@utah.gov>, "tazbiesinger@q.com" <tazbiesinger@q.com>, "jcsmith@smithlawonline.com" <jcsmith@smithlawonline.com>, "danhtuttle@gmail.com" <danhtuttle@gmail.com>, "chrisgroupz@msn.com" <chrisgroupz@msn.com>
Date: 10/25/2012 6:45 PM
Subject: Re: Rule Rewrite

I see that the agenda has been posted for our next meeting and I would like to throw out a couple of ideas.

1) I am seeing virtually all the same issues discussed at the first two meetings on the agenda yet again for this meeting. Most of us raised our top concerns in the first two meetings and have now submitted formal comments in writing. Can we get some type of written response from DWQ to our comments? I am not super excited about re-hashing the same issues for a third time if no progress has been made between the last meeting and this one.

2) It has become apparent to me from the last two meetings that there are several rules affecting septic systems besides this rule. Reference has been made to the drinking water rule R309 which establishes source protection zones, R317-11 sets the bar for certified individuals which is part of the controversy over soils evaluating and percolation testing, Title 26A gives health departments their authority which would seem to deal with all the enforcement issues, and those are just the ones I am seeing from the surface level. I am seeing information on DWQ's website about new nutrient removal standards- its not clear to me what rule that will fall under and if or when it will affect septic systems. It would be helpful to me if we could start identifying all the other rules, potential rules, or state statutes that should be looked at in addition to this rule so that we don't spend all this time modifying this rule only to be held hostage by some other overlapping rule.

From: Jesse Lassley <jlassley@brookfieldutah.com>
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Sent: Thursday, October 25, 2012 12:54 AM
Subject: Rule Rewrite

Dear Stakeholders',

As promised, I have read through all of the stakeholder comments and have made a redlined version with the language I feel will best protect the citizens and environment. I have provided a redlined and a clean version for your review.

Mr. Baker asked me to draft how all health departments shall implement State approved alternative systems. It is as simple as 1, 2, 3...

Process-

1. Local health departments shall issue an operating permit and shall charge a reasonable fee.
2. Third Party private companies shall provide annual maintenance and submit a report to the health department.
3. Based on the third party report the local health departments' shall reissue the operating permit.

This process will add minimal hours of work to the health departments' staff and will allow the health departments' to generate additional funds to their budgets. The process is very simple and is similar to the State operating permit for "large" systems which required no additional staff or funding.

Best Regards,

Jesse Lassley
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